

ORDINANCE NO. **97285**

APPROVING THE FORM, CONTENT, AND DISTRIBUTION OF THE PRELIMINARY OFFICIAL STATEMENT PERTAINING TO THE ISSUANCE, SALE AND DELIVERY OF APPROXIMATELY \$8,330,000 IN PRINCIPAL AMOUNT OF "CITY OF SAN ANTONIO, TEXAS AIRPORT SYSTEM REVENUE REFUNDING BONDS, SERIES 2003-A," AND APPROXIMATELY \$3,285,000 IN PRINCIPAL AMOUNT OF "CITY OF SAN ANTONIO, TEXAS AIRPORT SYSTEM REVENUE REFUNDING BONDS, SERIES 2003-B"; COMPLYING WITH THE REQUIREMENTS CONTAINED IN SECURITIES AND EXCHANGE COMMISSION RULE 15c2-12; AND AUTHORIZING THE CITY'S STAFF, CO-FINANCIAL ADVISORS AND BOND COUNSEL TO TAKE ALL ACTIONS DEEMED NECESSARY IN CONNECTION WITH THE SALE OF SUCH BONDS

* * * * *

WHEREAS, the City issued, and currently has outstanding, several series of revenue bonds which are secured by an irrevocable first lien on and pledge of the Gross Revenues of the City's municipal airport system (the "Airport System"), including the *City of San Antonio, Texas Airport System Refunding Revenue Bonds, Series 1992*, dated October 1, 1992, currently outstanding in the aggregate principal amount of \$7,955,000, maturing on July 1 in the years 2003 - 2006, inclusive (the "Series 1992 Refunding Bonds"); and the *City of San Antonio, Texas Airport System Improvement Revenue Bonds, Series 1992*, dated October 1, 1992, currently outstanding in the aggregate principal amount of \$3,130,000, maturing on July 1, 2009 (the "Series 1992 Improvement Bonds"); and

WHEREAS, the City Council hereby deems it necessary and desirable to issue and deliver approximately \$8,330,000 in principal amount of revenue refunding bonds secured with the "Gross Revenues" of the Airport System pursuant to applicable laws of the State of Texas, including Chapter 22, Texas Transportation Code, and Chapters 1207 and 1503, Texas Government Code (collectively, the "Act") to be designated "*City of San Antonio, Texas Airport System Revenue Refunding Bonds, Series 2003-A*" (the "Series 2003-A Bonds"), to refund all of the Series 1992 Refunding Bonds; and

WHEREAS, the City Council hereby deems it necessary and desirable to issue and deliver approximately \$3,285,000 in principal amount of revenue refunding bonds secured with the "Gross Revenues" of the Airport System pursuant to applicable laws of the State of Texas, including Chapter 22, Texas Transportation Code, and Chapters 1207 and 1503, Texas Government Code (collectively, the "Act") to be designated "*City of San Antonio, Texas Airport System Revenue Refunding Bonds, Series 2003-B*" (the "Series 2003-B Bonds"), to refund all of the Series 1992 Improvement Bonds; and

WHEREAS, Securities and Exchange Commission Rule 15c2-12, codified at 17 C.F.R. §240.15c2-12 ("Rule 15c2-12"), requires that the Preliminary Official Statement prepared and distributed in connection with the issuance of the Series 2003-A Bonds and the Series 2003-B Bonds be "deemed final" as of its date by the City (except for the omission of no more than the information permitted by Rule 15c2-12); and

WHEREAS, such Preliminary Official Statement has been reviewed by the City Council and representatives of the City's staff; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS THAT:

SECTION 1. APPROVAL OF FORM OF PRELIMINARY OFFICIAL STATEMENT. The form and content of the Preliminary Official Statement, attached hereto as Exhibit A, in connection with the issuance and sale of the Series 2003-A Bonds and the Series 2003-B Bonds, is hereby approved.

SECTION 2. PRELIMINARY OFFICIAL STATEMENT DEEMED FINAL. The Preliminary Official Statement referenced above and relating to the proposed sale of the Series 2003-A Bonds and the Series 2003-B Bonds is hereby "deemed final" as of its date (subject to the permissible omissions described in Rule 15c2-12) within the meaning of the provision of 17 C.F.R. §240.15c2-12(b)(1).

SECTION 3. AUTHORITY TO PRINT AND DISTRIBUTE THE PRELIMINARY OFFICIAL STATEMENT. The City Manager, the Aviation Director and the Director of Finance of the City, and the City's Co-Financial Advisors (Coastal Securities and Estrada Hinojosa & Company, Inc.), Bond Counsel (McCall, Parkhurst & Horton L.L.P.) and the Underwriters in connection with the issuance of the Series 2003-A Bonds and the Series 2003-B Bonds are authorized to take all actions deemed necessary in connection with preparing for the sale of the Series 2003-A Bonds and the Series 2003-B Bonds, including but not limited to approving all changes deemed necessary to the Preliminary Official Statement and to print and distribute such Preliminary Official Statement to potential purchasers.

SECTION 4. INCORPORATION OF RECITALS. The City hereby finds that the statements set forth in the recitals of this Ordinance are true and correct, and the City hereby incorporates such recitals as a part of this Ordinance.

SECTION 5. EFFECTIVE DATE. This Ordinance shall become effective ten days following its passage.

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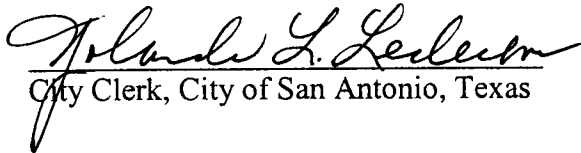
PASSED AND APPROVED THIS 6TH DAY OF MARCH 2003.



MAYOR

EDWARD D. GARZA

Attest:


City Clerk, City of San Antonio, Texas

APPROVED AS TO FORM:


City Attorney

[SIGNATURE PAGE TO ORDINANCE APPROVING FORM OF
PRELIMINARY OFFICIAL STATEMENT FOR SERIES 2003 AIRPORT SYSTEM BONDS]